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Paper No. 9

MAIL

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In re Application of
Arianne Therese Hinds, et al.
Application No. 09/378, 648
Filed: August 20, 1999
For: **METHOD, SYSTEM, AND PROGRAM
FOR MANAGING CALIBRATION FILES IN
A PRINTING SYSTEM**

DIRECTOR OFFICE
TECHNOLOGY CENTER 2600
DECISION ON PETITION

This is a decision on the Petition to Withdraw Holding of Abandonment filed August 16, 2004, pursuant to 37 C.F.R. § 1.181(a). No fee is required.

The application was held abandoned for failure to respond in a timely manner and effective manner to the non-final Office action mailed March, 31, 2003, re-mailed April 15, 2003 and re-mailed again on May 19, 2003. A Notice of Abandonment was mailed November 19, 2004.

Petitioner alleges to have timely filed a response to said non-final Office action. In support thereof, Petitioner provided evidence in the way of a copy of the return post card date stamped as received by the PTO on August 25, 2003 and a copy of the amendment/response filed August 25, 2003.

The original amendment filed on August 25, 2003 has been located and matched with the file.

In view of the above stated reason, the Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn. Any inconvenience caused petitioner is regretted.

The petition is **GRANTED**.

The application file is being forwarded to the Technology Center's technical support staff for entry of the amendment as timely filed on August 25, 2003. The copy of the August 25, 2003 amendment re-submitted November 19, 2003 will be un-entered. A refund of the three month extension of time filed with the November 19, 2003 submission as well as a refund for the petition fee will be credited to Applicant's account. No petition fee is required for this type of petition.

From there, the file will be forwarded to the examiner for further action in due course.

Dwayne D. Bost
Special Program Examiner
Technology Center 2600
Communications